

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

GILARDO LEON ACEVEDO

Plaintiff,

v.

BRIAN BELLEQUE

Defendant.

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Civil No. 07-1188-HU

O R D E R

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Attorney for Plaintiff

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KING, Judge:

The Honorable Dennis J. Hubel, United States Magistrate Judge, filed Findings and Recommendation on January 27, 2009. Plaintiff filed timely objections to the Findings and Recommendation.

When either party objects to any portion of a magistrate's Findings and Recommendation concerning a dispositive motion or prisoner petition, the district court must make a de novo determination of that portion of the magistrate's report. 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982). This court has, therefore, given de novo review of the rulings of Magistrate Judge Hubel.

This court ADOPTS the Findings and Recommendation of Magistrate Judge Hubel dated January 27, 2009 in its entirety.

IT IS HEREBY ORDERED that Plaintiff's petition for writ of habeas corpus is DENIED.

DATED this 16th day of April, 2009.

/s/ Garr M. King

GARR M. KING
United States District Judge